IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1493 OF 2005

Shri Abdul aziz Abdul Hanif Khan ....Petitioner

Vs.

The Divisional Controller & Ors. ....Respondents

Shri. N.V. Gangal for the Petitioner

Shri. G.S. Hegde for Respondent No.2

CORAM : P.V. KAKADE, J.

DATE : 17TH JANUARY, 2006

P.C.

1. Heard the learned counsel for both parties. Advocate for the Petitioner brought to my notice the circular issued by the Respondents pertaining to certain changes in respect of procedure to be adopted for disciplinary proceedings and similar other aspects and steps to be taken in that regard. It is the case of the Petitioner that there is no dispute that the Petitioner's case is covered under the said circular dated 3rd December, 2005. The learned counsel for the Respondents also submits that they are prepared to consider the case of the Petitioner on the basis of the application already made by the Petitioner to the Respondents.

2. In view of this position the petition can very

well be disposed of with the direction to the effect that the matter to be considered within a specific time.

3. Hence, it is directed that the Respondents shall consider the application of the Petitioner within the changed criteria by way of circular dated 3rd December, 2005 within four weeks from today. After the decision is taken by the Respondents, it shall be communicated to the Petitioner within one week thereof and if the decision is adverse to the Petitioner, then the Petitioner will have liberty to move this Court accordingly. With these directions, the petition stands disposed of with no order as to costs.